

District Judge Daybook Entry

United States District Court - Southern District of West Virginia at Charleston

Date: 4/8/2010

Case Number 2:05-cr-107

Case Style: United States vs. Lecco

Type of hearing Criminal Jury Trial

Before the honorable: 2508-Copenhaver

Court Reporter Barbara Steinke

Courtroom Deputy Kelley Miller

Attorney(s) for the Plaintiff or Government R. Gregory McVey, Charles T. Miller, Richard E. Burns

Attorney(s) for the Defendant(s) Gerald Zerkin, Amy Austin, Brian Kornbrath

Law Clerk

Probation Officer

Trial Time

Jury Selection with trial to start on unknown

Non-Trial Time

Court Time

9:40 am to 9:48 am

10:13 am to 12:04 pm

1:34 pm to 3:01 pm

3:19 pm to 4:02 pm

Total Court Time: 4 Hours 9 Minutes Court actively conducting trial proceedings/Contested proceedings

Courtroom Notes

9:30 case set

9:40 - in with counsel - counsel updated on status of jurors having traffic problems

Parties agreed to excuse Juror # 218 Linda Bennett

Will wait on the arrival of Mr. Asbury

9:48 Recess

10:13 Resume

12 jurors in - voir dire oath given - court gave preliminary instructions

Jurors excused

Individual voir dire began

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Juror #209 Robert Walker - struck for cause

Juror #80 Gary Dolin - struck for cause

Juror #82 Rachel Patterson - struck for cause

Juror #87 Andrew Asbury - #7 peremptory strike exercised by the defendant

Juror #90 Kimberly Toney - struck for cause

12:04 Reecess

1:34 Resume

Juror #94 Frank Clower - struck for cause

Juror #95 Patricia Babbitt - struck for cause

Juror #96 George Hoover - #6 peremptory strike by the government

Juror #99 Keith Hughes - #8 peremptory strike exercised by the defendant

Juror #100 - Jerry Carihfield - struck for cause

3:01 Recess

3:19 Resume

Juror #101 Rita Ramsey - struck for cause

Juror #215 Richard Boyle - struck for cause

4:02 concluded